

111TH CONGRESS  
1ST SESSION

# S. 348

To amend section 254 of the Communications Act of 1934 to provide that funds received as universal service contributions and the universal service support programs established pursuant to that section are not subject to certain provisions of title 31, United States Code, commonly known as the Antideficiency Act.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 29, 2009

Mr. ROCKEFELLER (for himself and Ms. SNOWE) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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## A BILL

To amend section 254 of the Communications Act of 1934 to provide that funds received as universal service contributions and the universal service support programs established pursuant to that section are not subject to certain provisions of title 31, United States Code, commonly known as the Antideficiency Act.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

### 3 **SECTION 1. FINDING.**

4 Congress finds that in order to ensure the efficient  
5 and effective implementation of the Universal Service

1 Fund on a long-term basis, the Universal Service Fund  
 2 needs to be exempt from the Antideficiency Act.

3 **SEC. 2. AMENDMENT OF COMMUNICATIONS ACT OF 1934.**

4 Section 254 of the Communications Act of 1934 (47  
 5 U.S.C. 254) is amended by adding at the end the fol-  
 6 lowing:

7 “(m) APPLICATION OF ANTIDEFICIENCY ACT.—Sec-  
 8 tion 1341 and subchapter II of chapter 15 of title 31,  
 9 United States Code, do not apply—

10 “(1) to any amount collected or received as  
 11 Federal universal service contributions required by  
 12 this section, including any interest earned on such  
 13 contributions; nor

14 “(2) to the expenditure or obligation of  
 15 amounts attributable to such contributions for uni-  
 16 versal service support programs established pursuant  
 17 to this section.”.

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